

McNulty	Pomeroy	Solis	Gingrey	Lucas	Rogers (KY)	Pallone	Sanchez, Loretta	Thompson (CA)
Meehan	Price (NC)	Spratt	Gohmert	Lungren, Daniel	Rogers (MI)	Pascarell	Sanders	Thompson (MS)
Meek (FL)	Rahall	Stark	Goode	E.	Rohrabacher	Pastor	Schakowsky	Tierney
Meeks (NY)	Rangel	Strickland	Goodlatte	Mack	Ros-Lehtinen	Payne	Schiff	Towns
Melancon	Reyes	Stupak	Granger	Manzullo	Royce	Pelosi	Schwartz (PA)	Udall (CO)
Michaud	Ross	Tanner	Graves	Marchant	Ryan (WI)	Peterson (MN)	Scott (GA)	Udall (NM)
Millender-	Rothman	Taylor (MS)	Green (WI)	McCauley (TX)	Ryun (KS)	Pomeroy	Scott (VA)	Van Hollen
McDonald	Roybal-Allard	Thompson (CA)	Gutknecht	McCotter	Saxton	Price (NC)	Serrano	Velázquez
Miller (NC)	Ruppersberger	Thompson (MS)	Hall	McCrery	Schmidt	Rahall	Sherman	Visclosky
Miller, George	Rush	Tierney	Harris	McHenry	Schwarz (MI)	Rangel	Skelton	Wasserman
Mollohan	Ryan (OH)	Towns	Hart	McHugh	Sensenbrenner	Reyes	Slaughter	Schultz
Moore (KS)	Sabo	Udall (CO)	Hastings (WA)	McKeon	Sessions	Ross	Smith (WA)	Waters
Moran (VA)	Salazar	Udall (NM)	Hayes	McMorris	Shadegg	Rothman	Snyder	Watson
Murtha	Sánchez, Linda	Van Hollen	Hayworth	Mica	Shaw	Roybal-Allard	Solis	Watt
Nadler	T.	Velázquez	Hefley	Miller (FL)	Shays	Ruppersberger	Spratt	Waxman
Napolitano	Sanchez, Loretta	Visclosky	Hensarling	Miller (MI)	Sherwood	Rush	Stark	Weiner
Neal (MA)	Sanders	Wasserman	Herger	Miller, Gary	Shimkus	Ryan (OH)	Strickland	Wexler
Oberstar	Schakowsky	Wasserman	Hobson	Moran (KS)	Shuster	Sabo	Stupak	Woolsey
Obey	Schiff	Schultz	Hoekstra	Murphy	Simmons	Salazar	Tanner	Wynn
Olver	Schwartz (PA)	Waters	Hostettler	Musgrave	Simpson	Sánchez, Linda	Tauscher	
Ortiz	Scott (GA)	Watson	Hulshof	Myrick	Smith (NJ)	T.	Taylor (MS)	
Owens	Scott (VA)	Watt	Hunter	Neugebauer	Sodrel			
Pallone	Serrano	Waxman	Hyde	Ney	Souder			
Pascarell	Sherman	Weiner	Inglis (SC)	Northup	Stearns			
Pastor	Skelton	Wexler	Issa	Norwood	Sullivan			
Payne	Slaughter	Woolsey	Istook	Nunes	Sweeney			
Pelosi	Smith (WA)	Wynn	Jenkins	Nussle	Tancred			
Peterson (MN)	Snyder		Jindal	Osborne	Taylor (NC)			
			Johnson (CT)	Otter	Terry			
			Johnson (IL)	Oxley	Thomas			
			Johnson, Sam	Paul	Thornberry			
			Jones (NC)	Pearce	Tiahrt			
			Keller	Pence	Tiberi			
			Kelly	Petri	Turner			
			Kennedy (MN)	Pickering	Upton			
			King (IA)	Pitts	Walden (OR)			
			King (NY)	Platts	Walsh			
			Kingston	Poe	Wamp			
			Kirk	Pombo	Weldon (FL)			
			Kline	Porter	Weldon (PA)			
			Knollenberg	Price (GA)	Weller			
			Kolbe	Pryce (OH)	Westmoreland			
			Kuhl (NY)	Putnam	Whitfield			
			LaHood	Radanovich	Wicker			
			Latham	Ramstad	Wilson (NM)			
			LaTourette	Regula	Wilson (SC)			
			Leach	Rehberg	Wolf			
			Lewis (CA)	Reichert	Young (AK)			
			Lewis (KY)	Renzi	Young (FL)			
			Linder	Reynolds				
			LoBiondo	Rogers (AL)				

## NOT VOTING—17

Abercrombie	Ford	Smith (TX)
Cannon	Jefferson	Tauscher
Cardoza	Kennedy (RI)	Westmoreland
Carter	Moore (WI)	Wilson (SC)
Evans	Peterson (PA)	Wu
Fattah	Poe	

## □ 1252

Messrs. BERMAN, WYNN and BLUMENAUER changed their vote from “yea” to “nay.”

Mr. KING of New York changed his vote from “nay” to “yea.”

So the previous question was ordered.

The result of the vote was announced as above recorded.

Stated against:

Ms. MOORE of Wisconsin. Mr. Speaker, on rollcall No. 139. I was unavoidably detained. Had I been present, I would have voted “no.”

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

## RECORDED VOTE

Ms. SLAUGHTER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 226, noes 195, not voting 11, as follows:

[Roll No. 140]

## AYES—226

Aderholt	Brown-Waite,	Diaz-Balart, L.
Akin	Ginny	Diaz-Balart, M.
Alexander	Burgess	Doolittle
Bachus	Burton (IN)	Drake
Baker	Buyer	Dreier
Barrett (SC)	Calvert	Duncan
Bartlett (MD)	Camp (MI)	Ehlers
Barton (TX)	Campbell (CA)	Emerson
Bass	Cannon	English (PA)
Beauprez	Cantor	Everett
Biggert	Capito	Feeney
Bilirakis	Castle	Ferguson
Bishop (UT)	Chabot	Fitzpatrick (PA)
Blackburn	Chocola	Flake
Blunt	Coble	Foley
Boehlert	Cole (OK)	Forbes
Boehner	Conaway	Fortenberry
Bonilla	Crenshaw	Fossella
Bonner	Cubin	Fox
Bono	Culberson	Franks (AZ)
Boozman	Davis (KY)	Gallegly
Boustany	Davis, Jo Ann	Garrett (NJ)
Bradley (NH)	Davis, Tom	Gerlach
Brady (TX)	Deal (GA)	Gibbons
Brown (SC)	DeLay	Gilchrest
	Dent	Gillmor

## ACKERMAN

Allen	DeFazio	Kucinich
Andrews	DeGette	Langevin
Baca	Delahunt	Lantos
Baird	DeLauro	Larsen (WA)
Baldwin	Dicks	Larson (CT)
Barrow	Dingell	Lee
Bean	Doggett	Levin
Becerra	Doyle	Lewis (GA)
Berkley	Edwards	Lipinski
Berman	Emanuel	Lofgren, Zoe
Berry	Engel	Lowey
Bishop (GA)	Eshoo	Lynch
Bishop (NY)	Etheridge	Maloney
Blumenauer	Farr	Markey
Boren	Fattah	Marshall
Boswell	Filner	Matheson
Boucher	Frank (MA)	Matsui
Boyd	Gonzalez	McCarthy
Brady (PA)	Gordon	McCollum (MN)
Brown (OH)	Green, Al	McDermott
Brown, Corrine	Green, Gene	McGovern
Butterfield	Grijalva	McIntyre
Capps	Gutierrez	McKinney
Capuano	Harman	McNulty
Cardin	Hastings (FL)	Meehan
Carnahan	Herseth	Meek (FL)
Carson	Higgins	Meeks (NY)
Case	Hinches	Melancon
Chandler	Hinojosa	Michaud
Clay	Holden	Millender-
Cleaver	Holt	McDonald
Clyburn	Honda	Miller (NC)
Conyers	Hooley	Miller, George
Cooper	Hoyer	Mollohan
Costa	Inslee	Moore (KS)
Costello	Israel	Moore (WI)
Cramer	Jackson (IL)	Moran (VA)
Crowley	Jackson-Lee	Murtha
Cuellar	(TX)	Nadler
Cummings	Johnson, E. B.	Napolitano
Davis (AL)	Jones (OH)	Neal (MA)
Davis (CA)	Kanjorski	Oberstar
Davis (FL)	Kaptur	Obey
Davis (IL)	Kildee	Olver
Davis (TN)	Kilpatrick (MI)	Ortiz
	Kind	Owens

## NOES—195

Kucinich	Langevin	Lantos
Larsen (WA)	Larson (CT)	Lee
Levin	Lewis (GA)	Lipinski
Lofgren, Zoe	Lowey	Lynch
Maloney	Markey	Marshall
Matheson	Matsui	McCarthy
McCollum (MN)	McDermott	McGovern
McIntyre	McKinney	McNulty
Meehan	Meek (FL)	Meeks (NY)
Melancon	Michaud	Millender-
McDonald	Miller (NC)	Miller, George
Mollohan	Moore (KS)	Moore (WI)
Moran (VA)	Murtha	Nadler
Napolitano	Neal (MA)	Oberstar
Obey	Olver	Ortiz
Owens		

## NOT VOTING—11

Abercrombie	Ford	Peterson (PA)
Cardoza	Frelinghuysen	Smith (TX)
Carter	Jefferson	Wu
Evans	Kennedy (RI)	

## □ 1308

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## GENERAL LEAVE

Mr. HUNTER. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days in which to revise and extend their remarks and include extraneous material on H.R. 5122.

The SPEAKER pro tempore (Mr. KUHLMAN of New York). Is there objection to the request of the gentleman from California?

There was no objection.

## NOTICE TO ALTER ORDER OF CONSIDERATION OF AMENDMENTS DURING FURTHER CONSIDERATION OF H.R. 5122, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2007

Mr. HUNTER. Mr. Speaker, pursuant to section 4 of House Resolution 811, as the chairman of the Armed Services Committee, I request that during further consideration of H.R. 5122 in the Committee of the Whole, and following consideration of en bloc packages numbers one and two, the following amendments be considered in the following order:

Amendment No. 8 printed in House Report 109-461;

Amendment No. 15 printed in House Report 109-461;

Amendment No. 16 printed in House Report 109-461;

Amendment No. 6 printed in House Report 109-461;

Amendment No. 7 printed in House Report 109-461;

Amendment No. 9 printed in House Report 109-461;

Amendment No. 13 printed in House Report 109-461;

Amendment No. 10 printed in House Report 109-461;

Amendment No. 22 printed in House Report 109-461;

Amendment No. 18 printed in House Report 109-461;

Amendment No. 11 printed in House Report 109-461;

Amendment No. 12 printed in House Report 109-461;

Amendment No. 14 printed in House Report 109-461;

Amendment No. 23 printed in House Report 109-461;

Amendment No. 21 printed in House Report 109-461.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

#### NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2007

The SPEAKER pro tempore. Pursuant to House Resolution 811 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 5122.

□ 1310

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes, with Mr. LATOURETTE (Acting Chairman) in the chair.

The Clerk read the title of the bill.

The Acting CHAIRMAN. When the Committee of the Whole rose on Wednesday, May 10, 2006, amendment No. 8 printed in House Report 109-459 by the gentleman from Minnesota (Mr. GUTKNECHT) had been disposed of and the request for a recorded vote on amendment No. 4 printed in that report by the gentlewoman from Texas (Ms. JACKSON-LEE) had been postponed.

Pursuant to House Resolution 811, no further amendment to the committee amendment shall be in order except those printed in House Report 109-461 and amendments en bloc described in section 3 of that resolution.

Each amendment printed in the report shall be offered only in the order printed in the report, except as specified in section 4 of the resolution, may be offered only by a Member designated in the report, shall be considered read, shall be debatable for the time specified in the report, equally divided and controlled by the proponent and an opponent of the amendment, except that the chairman and ranking minority member of the Committee on Armed Services each may offer one pro forma amendment for the purpose of further debate on any pending amendment, and shall not be subject to a demand for division of the question.

It shall be in order at any time for the chairman of the Committee on Armed Services or his designee to offer amendments en bloc consisting of amendments printed in the report not earlier disposed of. Amendments en

bloc shall be considered read, shall be debatable for 20 minutes, equally divided and controlled by the chairman and ranking minority member or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question.

The original proponent of an amendment included in amendments en bloc may insert a statement in the CONGRESSIONAL RECORD immediately before disposition of the amendments en bloc.

The Chairman of the Committee of the Whole may recognize for consideration of any amendment printed in the report out of the order printed, but not sooner than 30 minutes after the chairman of the Committee on Armed Services or a designee announces from the floor a request to that effect.

AMENDMENTS EN BLOC OFFERED BY MR. HUNTER

Mr. HUNTER. Mr. Chairman, I offer amendments en bloc.

The Acting CHAIRMAN. The Clerk will designate the amendments en bloc.

Amendments en bloc offered by Mr. HUNTER printed in House Report 109-461 consisting of amendment No. 1; amendment No. 2; amendment No. 4; and amendment No. 19.

AMENDMENT NO. 1 OFFERED BY MR. BACA

The text of the amendment is as follows:

At the end of subtitle B of title III (page 67, after line 8), add the following new section:

#### SEC. 316. REPORT REGARDING SCOPE OF PERCHLORATE CONTAMINATION AT FORMERLY USED DEFENSE SITES.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the results of a study of the scope of perchlorate contamination at Formerly Used Defense Sites. As part of the report, the Secretary shall identify the military installations or contractors that may have stored perchlorate or products containing perchlorate.

AMENDMENT NO. 2 OFFERED BY MR. CASTLE

The text of the amendment is as follows:

At the end of subtitle C of title VIII (page 295, after line 20), insert the following new section:

#### SEC. 815. AWARD AND INCENTIVE FEE CONTRACT STANDARDS.

(a) REQUIREMENT TO DEVELOP AND ISSUE STANDARDS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall develop and issue—

(1) standards that link award and incentive fees to desired program outcomes, such as meeting cost, schedule, and capability goals;

(2) standards that identify the appropriate approving official level involved in awarding new contracts utilizing award and incentive fees;

(3) guidance on when the use of rollover is appropriate in terms of new contracts utilizing award and incentive fees;

(4) performance measures to evaluate the effectiveness of award and incentive fees as a tool for improving contractor performance and achieving desired program outcomes; and

(5) guidance for the development of a mechanism to capture award and incentive fee data and to share proven award and incentive fee strategies with appropriate contracting and program officials at the Department of Defense.

(b) DEFINITION.—In this section, the term “rollover” means the process of moving un-

earned available award and incentive fees from one evaluation period to a subsequent evaluation period, thereby providing the contractor with an additional opportunity to earn that previously unearned award or incentive fee.

(c) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the status and effectiveness of developing the standards required under subsection (a) for award and incentive fee contracts.

(d) SENSE OF CONGRESS.—It is the sense of Congress that award and incentive fees should be used to motivate excellent contractor performance and that such fees should not be awarded for below-satisfactory performance.

AMENDMENT NO. 4 OFFERED BY MR. TOM DAVIS  
OF VIRGINIA

The text of the amendment is as follows:

At the end of subtitle B of title XXVIII (page 499, after line 15), add the following new section:

#### SEC. 2826. DEFENSE ACCESS ROAD PROGRAM.

Section 2837 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3522) is amended—

(1) in subsection (a), by inserting “and transit systems” after “that roads”; and

(2) in subsection (b)—

(A) by striking “and” at the end of paragraph (1); and

(B) by striking paragraph (2) and inserting the following new paragraphs:

“(2) to determine whether the existing surface transportation infrastructure, including roads and transit at each installation identified under paragraph (1) is adequate to support the increased traffic associated with the increase in the number of defense personnel described in that paragraph; and

“(3) to determine whether the defense access road program adequately considers the complete range of surface transportation options, including roads and other means of transit, necessary to support the national defense.”.

AMENDMENT NO. 19 OFFERED BY MR. SCHIFF

The text of the amendment is as follows:

At the end of title X (page 393, after line 23), add the following new section:

#### SEC. 1041. REPORT ON DEPARTMENT OF DEFENSE RESPONSE TO THREAT POSED BY IMPROVISED EXPLOSIVE DEVICES.

(a) REPORT REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report regarding the status of the threat posed by improvised explosive devices (in the section referred to as “IEDs”) and describing efforts being undertaken to defeat this threat. Supplemental reports shall be submitted every 90 days thereafter to account for every incident involving the detonation or discovery of an IED since the previous report was submitted. Reports shall be transmitted in an unclassified manner with a classified annex, if necessary.

(b) JOINT IED DEFEAT ORGANIZATION AND RELATED OFFICES.—The reports required by subsection (a) shall provide the following information regarding the Joint IED Defeat Organization and all other offices within the Department of Defense and the military departments that are focused on countering IEDs:

(1) The number of people assigned to the Joint IED Defeat Organization and the related offices.